

S002825  
2006, 2007, 2008

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:  
BONNIE PHELPS

We have a well &  
are not, at present,  
using our  
riparian  
rights.  
B. Phelps

Primary Contact:  
BONNIE PHELPS  
1054 MAZZONE  
SAN JOSE, CA 95120

Phone No. 408-997-0209  
Fax No.  
E-mail Address:

Agent:  
Address:

Phone No.  
Fax No.  
E-mail Address:

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Source Name: MOKELUMNE RIVER

Tributary To:

County: San Joaquin

Diversion within: NE 1/4 of NW 1/4 Section 15, T 4 N, R 8 E, MDB&M

Year of First Use: 1959  
Name of Diversion works:  
Assessor Parcel Number  
of the Diversion site:

A. **Water is Used Under:** Riparian claim \_\_\_ Pre-1914 claim \_\_\_ Court Decree No.: \_\_\_ Other (explain): \_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_ Gallons per day (gpd) \_\_\_ Cubic feet per second (cfs) \_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_ Million Gallons (MG) \_\_\_ Acre-feet (AF) \_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006													
2007													
2008													

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_ acres; Stockwatering \_\_\_; Domestic \_\_\_;  
Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: \_\_\_\_\_

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.) \_\_\_\_\_

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_ NO \_\_\_  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)

2009 JUN -9 AM 11:08  
DIVISION OF WATER RIGHTS  
SACRAMENTO  
STATE WATER RESOURCES  
CONTROL BOARD

INACTIVE  
EWRS  
6/9/09

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: \_\_\_\_\_, 20\_\_\_\_\_ at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

ITEM	If there is insufficient space for your answers, please use the space provided below or add an attachment sheet. CONTINUATION
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S002825%\$%2002

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RESOURCES  
CONTROL BOARD

2000, 2001, 2002

Please Complete and Return This Form by September 1, 2003.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

2003 AUG - 1 PM 11:58

Owner of Record: BONNIE PHELPS;

DIV. OF WATER RIGHTS  
SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**BONNIE PHELPS**  
**1054 MAZZONE**  
**SAN JOSE, CA 95120**

STATEMENT NO.: S002825  
CONTACT PHONE NO.: (408)997-0209

FOR ONLINE REPORTING AT  
www.waterrights.ca.gov

USER NAME: S002825  
PASSWORD: D23844

Source Name: MOKELUMNE RIVER  
Tributary To: SAN JOAQUIN RIVER  
County: San Joaquin  
Diversion Within: NE1/4 of NW1/4 Section 15, T04N, R08E, MB&M

Year of First Use: 1959  
Parcel Number:

A. Water is used under: Riparian claim ☒ Pre 1914 right ☐ Other (explain): ☐

B. Year of first use (Please provide if missing above) 1959

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:													Total Annual
Gallons					Acre-feet			Other					
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2000					✓	✓	✓	✓	✓	✓	✓		
2001					✓	✓	✓	✓	✓	✓	✓		
2002					✓	✓	✓	✓	✓	✓	✓		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 28.2 acres; Stockwatering ; Domestic

Other (specify)

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Same

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐

Describe any water conservation efforts you have initiated:

b. If credit toward beneficial use of water under claimed pre 1914 appropriate water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr 97 100% (af/mg) yr 98 100% (af/mg) yr 99 100% (af/mg)

Reductions in consumptive use:

yr 97 100% (af/mg) yr 98 100% (af/mg) yr 99 100% (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☒ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, ~~desalination~~ facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES ☐ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☒ NO ☐
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ☐ NO ☒

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 7-29, 2003 at San Jose / Clements California

SIGNATURE: Bonnie G. Phelps

PRINTED NAME: Bonnie (first name) G (middle init.) Phelps (last name)

COMPANY NAME: Stella Salina Vineyard

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

F maintaining Pump station still  
F-1 are not pumping now from river  
B Done to Drip

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

STATE WATER RESOURCES  
CONTROL BOARD

00 MAR 20 AM 11: 58

FROM : PHONE NO. : 408 9970209 Mar. 11 2000 03:23PM P2  
DIV. OF WATER RIGHTS  
SACRAMENTO

State Water Resources Control Board  
DIVISION OF WATER RIGHTS  
P.O. Box 2000, Sacramento, CA 95812-2000  
Tel: (916) 657-2170, FAX: (916) 657-1483, Web: <http://www.waterrights.ca.gov>

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**  
If the information below is incomplete, please line it out in red and provide accurate information.  
Notify this office if available to address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: BOWNE PHILIPS

BOWNE PHILIPS  
1084 MASSCHER  
SHE JONE, CA 95120

STATEMENT NO: 8003835



SOURCE: MONTELEONE RIVER  
TAKEN BY JOE SAN JOAQUIN RIVER  
COUNT: SAN JOAQUIN  
DIVERSION  
WITHIN: NW 1/4 OF SEC 15, T4N, R8E, M20W.

TRANSFER NUMBER:  
(408) 997-0309  
YEAR OF FIRST USE: 1959  
PARCEL NO:

- A. Water used under: Riparian claim ☒ Pre 1914 right ☐ Other (specify): ☐  
B. Year of first use (Please provide if relating above) 1959  
C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, attach the reasons in which water was used.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997					✓	✓	✓	✓	✓	✓			
1998					✓	✓	✓	✓	✓	✓			
1999					✓	✓	✓	✓	✓	✓			

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 23.2 acres; Stockwatering: \_\_\_\_\_; Domestic: \_\_\_\_\_  
Other (specify): \_\_\_\_\_  
E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, changed diversion dam, transfer of diversion, etc.) SAME  
F. Please answer only those questions below which are applicable to your project.

1. Conservation of water  
2. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: \_\_\_\_\_  
b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:  
Reductions in Diversion:  
12 97 100% (all/mg) 18 96 100% (all/mg) 18 99 100% (all/mg)  
Reductions in consumptive use:  
12 97 100% (all/mg) 18 96 100% (all/mg) 18 99 100% (all/mg)  
I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☒

01-51 (000) 01-10

AUG 29 2001

2. Water quality and wastewater restoration

- b. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water produced by waste to a degree which unreasonably affects such water for other beneficial uses? YES ☒ NO ☐
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water to that of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reclaimed diversions and amounts of reclaimed water used:
- 18 \_\_\_\_\_ (offmg) 19 \_\_\_\_\_ (offmg) 20 \_\_\_\_\_ (offmg) 21 \_\_\_\_\_ (offmg)
- I have data to support the above surface water use reductions due to wastewater restoration. YES ☐ NO ☒

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☒ NO ☐
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater utilized as appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:
- 12 97 50% (offmg) 13 98 50% (offmg) 14 99 50% (offmg)
- I have data to support the above surface water use reductions due to conjunctive use efforts. YES ☐ NO ☒

I understand that it may be necessary to document the water savings claimed in "9." above if cited under Water Code sections 1010 and 1011 in court in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE 3-16-2000 at San Jose / Clemente California

SIGNATURE: Bonnie Phelps

PRINTED NAME: Bonnie Phelps

COMPANY NAME: Stella Salina Vineyard

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

0 WATER METER MALFUNCTIONED

F AT PRESENT WE ARE USING ALTERNATE WATER SOURCE BUT STILL MAINTAIN PUMPING STATION AT RIVER LOCATION FOR BACK UP PURPOSES.

F1 HAVE NOT PUMPED FROM RIVER IN LAST 3 YEARS

3 THIS IS A APPROXIMATE GUESS. WE HAVE GONE FROM FURROW TO DRIP LINE IRRIGATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural body of water to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the stream of supply by an intervening natural barrier. Riparian rights may be used to divert the natural flow of a stream but may not be used to share water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water in the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to users "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 8130 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) enables the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

AUG 29 2001

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: BONNIE PHELPS DOROTHY P STRICKER

BONNIE PHELPS  
1054 MAZZONE  
SAN JOSE, CA 95120

STATEMENT NO: S002825



SOURCE: MOKELUMNE RIVER  
TRIBUTARY TO: SAN JOAQUIN RIVER  
COUNTY: SAN JOAQUIN  
DIVERSION

TELEPHONE NUMBER:  
(408) 997-0209  
YEAR OF FIRST USE: 1959  
PARCEL NO:

WITHIN: NE¼ OF NW¼ SECTION 15, T4N, R8E, MB&M.

A. Water is used under: ☒ Riparian claim ☐ Pre 1914 right ☐ Other (explain):

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994					✓	✓	✓	✓	✓				
1995					✓	✓	✓	✓	✓				
1996					✓	✓	✓	✓	✓				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 30<sup>8</sup> Vineyard acres; Stockwatering; Domestic  
Other (specify)

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 7, 1997 at San Jose, California

SIGNATURE: Bonnie Jo Phelps

PRINTED NAME: BONNIE (FIRST NAME) J (MIDDLE INIT.) Phelps (LAST NAME)

COMPANY NAME: Stella Salina Vineyard

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.





\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S002825  
OWNER OF RECORD: LOUIS DE LUCA

LOUIS DE LUCA  
P O BOX 316  
LOCKEFORD, CA 95237

PLEASE CHANGE

NEW OWNER BONNIE PHELPS

1054 MAZZONE

IS NOW

SAN JOSE, CA 95120

SOURCE: MOKELUMNE RIVER  
TRIBUTARY TO: SAN JOAQUIN RIVER  
COUNTY: SAN JOAQUIN

DIVERSION  
WITHIN: NE¼ OF NW¼ SECTION 15, T4N, R8E, MDB&M.

TELEPHONE NUMBER:  
(209) 727-5864  
YEAR OF FIRST USE: 1959  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐
- B. Year of first use (Please provide if missing above)
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992					✓	✓	✓	✓	✓	✓			
1993					✓	✓	✓	✓	✓	✓			
1994					✓	✓	✓	✓	✓	✓	DIV. OF WATER RIGHTS SACRAMENTO	1995 MAR 24 AM 7:01	STATE WATER RESOURCES CONTROL BOARD

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 30 acres; Stockwatering ; Domestic   
Other (specify)

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: MARCH 17, 1995, at LOCKFORD, California  
SIGNATURE: DAVE J. DEVINE FOR BOWLINE PHEASANTS  
PRINTED NAME: DAVE (FIRST NAME) DEVINE (LAST NAME)  
COMPANY NAME: L.D.L. VINEYARD

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5002825

DIVERSION SITE:

OWNER'S NAME BONNIE PHELPS  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. \_\_\_\_\_

PLACE OF USE:

OWNER'S NAME SAME  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. \_\_\_\_\_

2. PARCEL NO. \_\_\_\_\_

3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER / LESSEE / AGENT / OTHER  
NAME BONNIE PHELPS  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 1054 MAZZONE  
SAN JOSE CA 95120  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (408) 997 - 0209

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

## STATE WATER RESOURCES CONTROL BOARD

THE PAUL R. BONDERSON BUILDING  
901 P STREET  
SACRAMENTO, CA 95814

Mailing Address

**DIVISION OF WATER RIGHTS**  
P.O. BOX 2000, Sacramento, CA 95812-2000



(916) 657-2050

FAX: (916) 657-1485

In Reply Refer  
to: 363:LJM:2825

*Stint  
2825*

**JUL 13 1993**

Ms. Bonnie Phelps  
1054 Mazzone Drive  
San Jose, CA 95120

Dear Ms. Phelps:

## STATEMENT OF WATER DIVERSION AND USE, STATEMENT NUMBER 2825

Thank you for your phone call of July 12, 1993 informing us that you are the new owner of property on which water is diverted and used under Statement No. 2825. Our records will be updated to show the above numbered statement in your name.

The next Supplemental Statement for filing will be sent to you in January 1994.

If you have any questions, please contact me at the above telephone number.

Sincerely,

**ORIGINAL SIGNED BY.**

Lewis Moeller  
Associate WRC Engineer  
Complaint Section

rknox:7/13/93:S2825:final

SURNAME  
DWR 540 REV. 1/85

*LJM  
7-13-93*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD: Bonnie Phelps STATEMENT NO: 002825

~~LOUIS DE LUCA~~  
~~P.O. BOX 310~~  
~~LOCKEFORD, CA 95237~~  
1054 Mazzoni Dr  
San Jose, Cal  
95120

TELEPHONE NUMBER:  
~~(202) 727-5864~~  
(408) 997-0209

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MOKELUMNE RIVER

TRIBUTARY TO: SAN JOAQUIN RIVER

COUNTY: SAN JOAQUIN

YEAR OF FIRST USE: 1955

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 15, T04N, R08E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994

- A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991					✓	✓	✓	✓	✓	✓			
1992					✓	✓	✓	✓	✓	✓			
1993					✓	✓	✓	✓	✓	✓			

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation 30 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  
\_\_\_\_\_  
\_\_\_\_\_

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 2, 1994, at San Jose, California

Signature: Bonnie Jo Phelps

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

Date:

Memo To:

Mr. Rowlands

I have included July '93

letter plus description of  
Property - "Estate of Louis  
De Luca" left to me. Please  
see that your records  
reflect my name as the  
owner.

Thank you -  
Bonnie Phelps  
(408) 997-0209

**STATE WATER RESOURCES CONTROL BOARD**

THE PAUL R. BONDERSON BUILDING  
901 P STREET  
SACRAMENTO, CA 95814

(916) 657-2050

FAX: (916) 657-1485

Mailing Address

**DIVISION OF WATER RIGHTS**

P.O. BOX 2000, Sacramento, CA 95812-2000



In Reply Refer  
to: 363:LJM:2825

JUL 13 1993

Ms. Bonnie Phelps  
1054 Mazzone Drive  
San Jose, CA 95120

Dear Ms. Phelps:

STATEMENT OF WATER DIVERSION AND USE, STATEMENT NUMBER 2825

Thank you for your phone call of July 12, 1993 informing us that you are the new owner of property on which water is diverted and used under Statement No. 2825. Our records will be updated to show the above numbered statement in your name.

The next Supplemental Statement for filing will be sent to you in January 1994.

If you have any questions, please contact me at the above telephone number.

Sincerely,

Lewis Moeller  
Associate WRC Engineer  
Complaint Section



Estate of: LOUIS DE LUCA

SCHEDULE A--Real Estate

Item No.	Description	Alternate Val. Date	Alternat Value
2	PARCEL 11  REAL PROPERTY IN SAN JOAQUIN COUNTY, 23346 MACKVILLE ROAD, CLEMENTS, CALIFORNIA, DESCRIBED AS:  COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 15; THENCE NORTH 89 DEGREES 36' WEST ALONG THE SOUTH LINE OF SAID QUARTER-SECTION 1800.1 FEET; NORTH 0 DEGREES 01' EAST 30 FEET TO AN IRON PIPE AT THE TRUE POINT OF BEGINNING ON THE FOLLOWING DESCRIBED 32.05 ACRE TRACT; THENCE NORTH 89 DEGREES 36' WEST ALONG THE NORTH SIDE OF PUBLIC ROAD, 284.6 FEET TO AN IRON PIPE IN THE NORTHEASTERLY LINE OF THE HIGHWAY FROM CLEMENTS TO IONE; THENCE ALONG THE NORTHEASTERLY LINE OF SAID HIGHWAY AS FOLLOWS: NORTH 45 DEGREES 46' WEST 159.55 FEET TO AN IRON PIPE; NORTH 54 DEGREES 23' WEST 575.4 FEET TO AN IRON PIPE IN THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 15; THENCE NORTH ALONG THE WEST LINE OF SAID QUARTER SECTION 2111.7 FEET TO THE SOUTH BANK OF THE MOKELUMNE RIVER; THENCE UPSTREAM ALONG THE SOUTH BANK OF THE MOKELUMNE RIVER, NORTH 69 DEGREES 24' EAST 53.42 FEET; THENCE DUE SOUTH 376 FEET TO AN IRON PIPE IN FENCE LINE; THENCE ALONG FENCE ON THE UPPER EDGE OF A BLUFF DIVIDING THE HIGHLAND FROM RIVER-BOTTOM LAND AS FOLLOWS: SOUTH 86 DEGREES 49' EAST 220 FEET; NORTH 88 DEGREES 24' EAST 249.8 FEET; SOUTH 9 DEGREES 35' EAST 112.3 FEET; SOUTH 9 DEGREES 15' WEST 365.2 FEET; SOUTH 3 DEGREES 46' EAST 133 FEET; SOUTH 16 DEGREES 53' EAST 259.3 FEET; SOUTH 22 DEGREES 30 FEET EAST 143.5 FEET' SOUTH 24 DEGREES 04' EAST 94.5 FEET; THENCE ALONG FENCE, AND LEAVING EDGE OF BLUFF; SOUTH 36 DEGREES 26' EAST 354.0 FEET TO AN IRON PIPE; THENCE SOUTH 0 DEGREES 1' WEST 842.2 FEET TO THE IRON PIPE AT THE TRUE POINT OF BEGINNING, AND CONTAINING 32.05 ACRES.  TOTAL.(Carry forward to main schedule) . . . . .		

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503  
(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS  
SACRAMENTO

DIVERTER OF RECORD:

STATEMENT NO: 002825

LOUIS DE LUCA  
P O BOX 316  
LOCKEFORD, CA 95237

TELEPHONE NUMBER:  
(209) 727-5864

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MOKELUMNE RIVER

TRIBUTARY TO: SAN JOAQUIN RIVER

COUNTY: SAN JOAQUIN

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 15, T04N, R08E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts  
below are:

☐ Gallons  
☒ Acre-feet IN PAST  
☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988													
1989													
1990													

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 32 ACRES "BARE GROUND"

Stockwatering

Domestic

Other (specify)

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: JAN 25, 1991, at LOCKEFORD, California

Signature:

*[Signature]*

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

S 2825

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water LOUIS DE LUCA  
Address RD Box 316 - LOCKEFORD - CALIF. 95237
- B. Name of body of water at point of diversion MAKELUMNE RIVER  
Tributary to SAN JOAQUIN RIVER
- C. Place of diversion NE 1/4 NW 1/4 Section 15, Township 4N, Range 8E, M.D. B&M, SAN JOAQUIN County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks. 70' ± S, 1250' ± W - OF THE NW CORNER
- D. Name of works Motor - 15 H.P. ELECTRIC - Pump - 4" H.C.
- E. Capacity of diversion works 350 ± G.P.M.  
Capacity of storage reservoir NONE  
State quantity of water used each month in gallons or acre-feet
- | Year | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. | Total Annual |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|--------------|
| 1959 |      |      |      | 13   |     |      |      |      |       |      |      |      | 13 AF        |
- If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.  
22 ACRES
- Maximum annual water use in recent years 18 ± AF IN - 1961-1962-1963-1964  
Minimum annual water use in recent years 13 ± AF IN - 1960-1966
- Type of diversion facility: gravity ☐, pump ☒
- Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter COX, estimate ☐
- F. Purpose of use (what water is being used for) UPLAND - VINEYARD - IRRIGATION
- G. General description or location of place of use (use sketch of section grid on reverse side if you desire) SEE SECTION GRID
- H. Year of first use as nearly as known 1959
- I. Name of person filing statement LOUIS DE LUCA  
Position OWNER Organization   
Address RD Box 316 - LOCKEFORD - CALIF.

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 6-28-67

Signature Louis De Luca

See Instructions on Reverse Side